

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION No. 2715 OF 2005

M.S.R.T.C.

V.

Suleman Umar Usman Kachhi- dead (through L.Rs.)

Office Notes, Office Memoranda of Coram
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mr.S.C. Mehadia Advocate for the Petitioner.
Mr.M.P.Jaiswal Advocate for Res.

....

CORAM: A.B. CHAUDHARI, J.

DATED : 7th DECEMBER, 2007.

C.A. No. 6718/07

In view of the undisputed fact that the Labour Court has decided the matter on 10.9.2007, Mr.Mehadia, learned counsel for the petitioner, states that the petitioner has put to challenge the said judgment and order of Labour Court in this Court by filing writ petition. In view of filing of writ petition, in my opinion, this application does not survive and the petitioner is at liberty to canvass the contentions raised in this application in that

writ petition. Accordingly, civil application is disposed of.

C.A. No.6707/07

This application has been taken out by respondents no. 2, 3, 4 and 5 who are at Sr.Nos. 2, 3, 4 and 5 in the capacity as legal heirs of deceased Suleman Kachhi. By this application, they pray for direction that the amount of their share be paid to their mother Smt.Shobhabai wd/o Suleman Umar Kachhi-respondent no.1. Mr.Mehadia, learned counsel, does not have any objection as the counsel agree that it is undisputed amount and that amount has already been deposited in the Court. In view of this, C.A. No. 6797/07 is allowed in terms of its prayer clause. Accordingly, Rule is made absolute.

JUDGE

/TA/